IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 26TH OCTOBER 2006 / 4TH KARTHIKA 1928

WP(C).No. 20614 of 2004(D)

PETITIONER:

ABRAHAM THOMAS AGED 76 YEARS,
SON OF ABRAHAM, PALAKUNNAM ESTATE, VALAKAYAM,
CHIRAKKADAVU P.O. (VIA) KANJIRAPPALLY.

BY ADV. SRI.H.B.SHENOY
SRI.B.ASHOK SHENOY

RESPONDENTS:

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1. THE DISTRICT COLLECTOR, KOTTAYAM.

2. THE REVENUE DIVISIONAL OFFICER, KOTTAYAM

3. THE TAHSILDAR, KANJIRAPPALLY.

BY GOVERNMENT PLEADER SRI. SHYSON P MANGUZHA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/10/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF JUDGMENT DATED 22.2.99 OF THIS HON'BLE COURT IN OP NO. 4870 OF 1992 D

EXT.P2 TRUE COPY OF PROCEEDINGS NO. 1135/99/B DATED 6.4.99 ISSUED BY THE 2ND RESPONDENT TO PETITIONER.

EXT.P3 TRUE COPY OF ORDER OF CONFIRMATION OF SALE OF IMMOVABLE PROPERTY DATED 6.4.99 ISSUED BY 2ND RESPONDENT TO PETITIONER.

EXT.P4 TRUE COPY OF JUDGMENT DATED 16.11.99 OF THIS HON'BLE COURT IN OP 23289 OF 1999 Y

EXT.P5 TRUE COPY OF ORDER DATED 30.11.2001 OF THIS HON'BLE COURT IN RP NO. 121 OF 2000-V

EXT.P6 TRUE COPY OF REPRESENTATION DTED 5.3.2002 SUBMITTED BY PETITIONER TO RESPONDENTS.

EXT.P7 TRUE COPY OF REPRESENTATION DATED 3.3.2004 SUBMITTED BY PETITIONER TO 2ND RESPONDENT.

RESPONDENTS' EXHIBITS: NIL

TRUE COPY

P.S. TO JUDGE.

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO. 20614 OF 2004

Dated this the 26th day of October, 2006

JUDGMENT

In the first place, in view of the relief sought in the W.P. that is direction to respondents to deliver possession of property purchased by the petitioner in revenue auction was already granted by this Court vide Ext.P4 judgment dated 16.11.1999, no further direction is required in the matter. Moreover Government Pleader submitted that sketch and mahazar are ready and the petitioner can collect the same and take delivery of the property. In the circumstances, W.P. is closed leaving freedom to the petitioner to collect the sketch and mahazar and take delivery of the property from the respondents, if the petitioner is interested in the matter.

(C.N.RAMACHANDRAN NAIR)
Judge